Supreme Court of the State of New York
Appellate Division: Second Judicial Department

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A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ANITA R. FLORIO, JJ.

2002-05294 DECISION & ORDER

The People, etc., respondent,
v Tully Hyman, appellant.

(Ind. No. 1787/00)

Tullie Hyman, named herein as Tully Hyman, Napanoch, N.Y., appellant pro se.

Richard A. Brown, District Attorney, Kew Gardens, N.Y. (John M. Castellano, Johnnette Traill, and Roni C. Piplani of counsel), for respondent.

Application by the appellant for a writ of error coram nobis to vacate, on the ground of ineffective assistance of appellate counsel, a decision and order of this Court dated February 7, 2005 (*People v Hyman,* 15 AD3d 417), affirming a judgment of the Supreme Court, Queens County, rendered May 15, 2002.

ORDERED that the application is denied.

The appellant has failed to establish that he was denied the effective assistance of appellate counsel (*see Jones v Barnes,* 463 US 745; *People v Stultz,* 2 NY3d 277).

PRUDENTI, P.J., MASTRO, RIVERA and FLORIO, JJ., concur.

ENTER:

James Edward Pelzer
Clerk of the Court

May 25, 2010

PEOPLE v HYMAN, TULLY